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02 JUN 14 PM 1 20

June 13, 2002

OFFICE OF THE
EXECUTIVE SECRETARY

Mr. David Waddell
Executive Secretary
Tennessee Regulatory Authority
360 James Robertson Parkway
Nashville, TN 37201

Re: *Complaint of AENEAS Communications Against Citizens
Communications in Weakley County, Tennessee*

Docket No. 02-00438


Dear David:

Enclosed herewith are the original and thirteen copies of a petition to intervene filed on behalf of US LEC of Tennessee, Inc. ("US LEC") in the above-captioned proceeding. A check in the amount of \$25.00 is also enclosed.

Thank you for your attention to this matter.

Very truly yours,

BOULT, CUMMINGS, CONNERS & BERRY, PLC

By: 
Henry Walker

HW/nl
Enclosure
c: parties

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

June 14, 2002

IN RE: Complaint of AENEAS Communications)
Against Citizens Communications in Weakley) Docket No. 02-00438
County, Tennessee.)
)

PETITION TO INTERVENE

US LEC of Tennessee, Inc. ("US LEC") petitions the Tennessee Regulatory Authority ("TRA") to intervene as a matter of right in the above-captioned proceeding pursuant to T.C.A. § 4-5-310(b).

The above-captioned docket concerns a complaint initiated by Aeneas Communications (“Aeneas”) against Citizens Communications (“Citizens”) in Weakley County, Tennessee on January 29, 2002, whereby Citizens refuses to route county-wide calls to the tandem switch of BellSouth. Citizens insists they should be able to send the calls over EAS trunks directly to the BellSouth end office. The BellSouth end office is not equipped to identify CLEC bound traffic and the calls are being dropped. Because the Consumer Services Division of the Tennessee Regulatory Authority (“TRA”) was unable to resolve this complaint pursuant to Tenn. Code Ann. § 65-4-119, the TRA opened a contested case proceeding and appointed a hearing officer to hear the matter on the merits.

US LEC is a competitive local exchange carrier certified by the Tennessee Regulatory Authority (“TRA”) to offer intrastate telecommunications services in Tennessee. The legal rights, duties, privileges, immunities, or other legal interests of US LEC may be affected or determined by the outcome of this proceeding.

Granting this petition will not impair the orderly and prompt conduct of this proceeding.
US LEC therefore requests that this Petition to Intervene be granted.

Respectfully submitted,

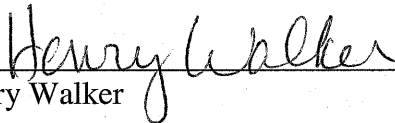
By: Henry Walker
Henry Walker
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Nashville, Tennessee 37219
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been forwarded via fax or hand delivery and U.S. mail to the following on this the 14th day of June, 2002.

Jim Wright, Esq.
United Telephone-Southeast, Inc.
14111 Capital Boulevard
Wake Forest, NC 27587

Aeneas Communications, LLC
Jonathon Harlan
301 South Church St.
Jackson, TN 38031


Henry Walker